

Anticipated Classification  
of this Application: Prior Application:  
Class X Subclass \_\_\_\_\_ Examiner C. Tate Attorney's  
Group Art Unit 1654 Docket No. 49034-AA-PCT-US/JPW/AJM/MVM

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: Patent Application

August 22, 2003

22141 U.S. PRO  
10/646412  
08/22/03  


S I R:

This is a request for filing a X CONTINUATION  
       DIVISIONAL        CONTINUATION-IN-PART of application under  
X 37 C.F.R. §1.53(b)        37 C.F.R. §1.53(d), of pending prior International  
Application No. 09/518,805 filed on March 3, 2000 of

Ira Tabas, Scott L. Schissel and Kevin Jon Williams for  
Inventor(s)

METHOD FOR TREATING A SUBJECT SUFFERING FROM  
CONDITIONS ASSOCIATED WITH AN EXTRACELLULAR ZINC SPHINGOMYELINASE

Title of Invention

1. X Enclosed is a copy of the prior application, as originally filed and an affidavit or declaration verifying it as a true copy.

2.        A verified statement to establish small entity status under 37 C.F.R. §1.9 and 1.27  
       is enclosed.  
       was filed in the prior application and such status is still proper and desired (37 C.F.R. §1.28(a)).

3. X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

|   | RATE            |   |                  |   |                 |                 | FEE |                 |                 |
|---|-----------------|---|------------------|---|-----------------|-----------------|-----|-----------------|-----------------|
|   | NUMBER<br>FILED |   | NUMBER<br>EXTRA* |   | SMALL<br>ENTITY | OTHER<br>ENTITY |     | SMALL<br>ENTITY | OTHER<br>ENTITY |
| Total Claims  | 7 - 20          | = | 0                | X | \$9.00          | \$18.00         | =   | \$0.00          | \$0.00          |
| Independent<br>Claims   | 7 - 3           | = | 4                | X | \$42.00         | \$84.00         | =   | \$0.00          | \$176.00        |
| Multiple Dependent<br>Claims Presented: <u>Yes</u> <u>X</u> <u>No</u> |                 |   |                  |   | \$140.00        | \$280.00        |     | \$0.00          | \$0.00          |
|   |                 |   |                  |   | BASIC FEE       |                 |     | \$375.00        | \$750.00        |
| *If the difference in Co. 1 is<br>less than zero, enter "0" in Col. 2 |                 |   |                  |   | TOTAL FEE       |                 |     | \$0.00          | \$926.00        |

Applicant: Ira Tabas et al.  
U.S. Serial No.: Not Yet Known  
Filed: August 22, 2003

Cont. Div.

Page 2

4.  The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. 03-3125.

Any additional fees required under 37 C.F.R. §1.16.

Any Patent application processing fees under 37 C.F.R. §1.17.

The issue fees set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).

5.  Three copies of this sheet are enclosed.

6.  A check in the amount of \$ 926.00 is enclosed.

7.  Cancel claims \_\_\_\_\_.

8.  Amend the specification by inserting before the first line the sentence:  
--This is a  continuation  division of application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.--

9.  31 Sheet(s) of  informal  formal drawing(s) is/are enclosed.

10.  Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.

11.  Priority of application No. 09/518,805 filed on March 3, 2000 is claimed.

12.  The prior application is assigned of record to:  
The Trustees of Columbia University in the City of New York

13.  A Preliminary Amendment is enclosed.

14.  The power of attorney in the prior application is to:

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Albert Wai-Kit Chan (Reg. No. 36,479); Robert T. Maidonado (Reg. 38,232); Paul Teng (40,837); George M. MacDonald (Reg. No. 39,284); Richard F. Jaworski (Reg. No. 33,515); Elizabeth M. Wieckowski (Reg. No. 42,226); Pedro C. Fernandez (Reg. No. 41,741); and Gary J. Gershuk (Reg. No. 39,992).

Cont/Div.

Page 3

(a)  The power appears in the original papers  
in the prior application (signed copy enclosed).  
(b)  Since the power does not appear in the original  
papers, a copy of the power in the prior  
application is enclosed.  
(c)  Address all future communications to:  
(May only be completed by applicant, or attorney  
or agent of record.)

John P. White, Esq.

Cooper & Dunham, LLP

1185 Avenue of the Americas - 23<sup>rd</sup> Floor

New York, NY 10036

15.  Also enclosed One extra set of formal drawings and an  
Express Mail Certificate of Mailing No.  
EV 096 594 847 US, dated August 22, 2003.

16.  I hereby verify that the attached papers are a true copy of prior application  
Serial No. 09/518,805 as originally filed on March 3, 2000.

The undersigned declares further that all statements made herein of his own knowledge are  
true and that all statements made on information and belief are believed to be true; and  
further that these statements were made with the knowledge that willful false statement and  
the like so made are punishable by fine or imprisonment, or both, under Section 1001 of  
Title 18 of the United States Code and that such willful false statements may jeopardize  
the validity of the application or any patent issuing thereon.

August 22, 2003

Date

Signature

Alan J. Morrison  
Reg. No. 37,399

INVENTOR(S)

ASSIGNEE OF COMPLETE INTEREST

ATTORNEY OR AGENT OF RECORD

FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

Cooper & Dunham, LLP

1185 Avenue of the Americas

New York, NY 10036

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Ira Tabas et al.  
Serial No. : Not Yet Known  
Filing Date : Herewith  
For : METHOD FOR TREATING A SUBJECT SUFFERING FROM  
CONDITIONS ASSOCIATED WITH AN EXTRACELLULAR  
ZINC SPHINGOMYELINASE

1185 Avenue of the Americas  
New York, New York 10036  
August 22, 2003

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: Patent Application

SIR:

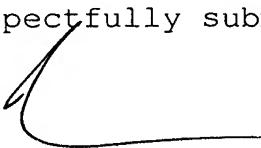
**EXPRESS MAIL CERTIFICATE OF MAILING**  
**FOR ABOVE-IDENTIFIED APPLICATION**

"Express Mail" mailing label number: EV 096 594 847 US  
Date of Deposit: August 22, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop: Patent Application.

Printed Name: James P. White

Respectfully submitted,

  
John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400